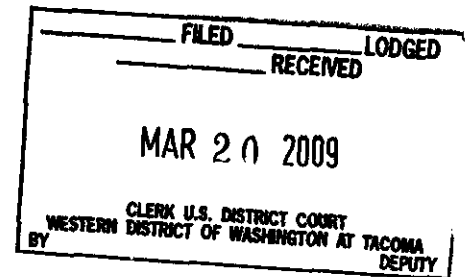


The Honorable Ronald B. Leighton



08-CV-01511-ORD



UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA

MILES MONAHAN; DALE HOUSDEN;  
DAVID ROBERTS; JIM MUMFORD;  
CALVIN LUKKEN; BRADLEY PORTER;  
JAY EVENSON; AARON JESSOP;  
MICHAEL SWIHART; and DARREN  
WISHARD,

Plaintiffs,

v.

EMERALD PERFORMANCE  
MATERIALS, LLC, a foreign corporation,

Defendant.

No. CV8 1511 RBL

JOINT SIPULATION OF DISMISSAL  
WITH PREJUDICE OF PLAINTIFF  
MICHAEL SWEET

IT IS HEREBY STIPULATED pursuant to Federal Rule of Civil Procedure 41(a)(1) that  
all claims which Plaintiff Michael Sweet has pending against Defendant are dismissed with  
prejudice.

Respectfully submitted this 19th day of March, 2009.

SMITH & FJELSTAD

ULMER & BERNE LLP

By: s:/ Eric J. Fjelstad  
Eric J. Fjelstad, WSB #19633  
Of Attorneys for Plaintiffs

By: s:/ Mark D. Katz  
Mark D. Katz, Ohio Bar #0003455  
Of Attorneys for Defendant

1 DAVIS WRIGHT TREMAINE  
2  
3

4 By: s:/ Michael J. Killeen  
5 Michael J. Killeen, WSB# 7838  
6 Sheehan Sullivan Weiss, WSB#33189  
7 Of Attorneys for Defendant  
8  
9

10 IT IS SO ORDERED THIS 20<sup>th</sup> DAY OF March 2009  
11 Robert L. Smith  
12 UNITED STATES DISTRICT COURT JUDGE  
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PAGE 2 - JOINT STIPULATION OF DISMISSAL